

Failla, M.

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

DAVID HILDERBRAND, DAVID KIDERMAN,
RYAN DETZEL, and MARK MILLER,

Plaintiffs,

- against -

DOWNING INVESTMENT PARTNERS, LP,
DOWNING PARTNERS, LLC, DOWNING
HEALTH TECHNOLOGIES, LLC, f/k/a
DOWNING DIGITAL HEALTHCARE GROUP,
LLC, SURGICAL SAFETYSOLUTIONS, LLC,
3SI SYSTEMS, LLC, DAVID W. WAGNER,
MICHAEL H. SHAUT, RICHARD BUCKINGHAM,
JEFF RICE, MARC M. LAWRENCE,
MICHAEL GRUMBINE, BRETT GIFFIN,
JAY PILA, GREG AUDA,
PAUL GIROUX, MARCO ZENATI,
GEORGE ROBBIE, GLENN HAUFLER,
and BRAD PULVER,

Defendants.

Civil Docket No.: 16-cv-04040

STIPULATION

JURY TRIAL DEMANDED

**STIPULATION GRANTING
EXTENSION OF TIME TO ANSWER PLAINTIFFS' COMPLAINT**

WHEREAS Defendant, Paul Giroux, ("Mr. Giroux") must file a response to the Amended Complaint of Plaintiffs, David Hilderbrand, David Kiderman, Ryan Detzel and Mark Miller ("Plaintiffs") by July 25, 2016.

WHEREAS the Plaintiffs and Mr. Giroux, by counsel, have agreed, for good cause, that Mr. Giroux shall have an additional thirty (30) days to file his answer ("Answer") to Plaintiffs' Amended Complaint;

THE PARTIES, BY COUNSEL, HEREBY STIPULATE:

Mr. Giroux shall have an extension of thirty (30) days from July 25, 2016 to file an Answer to Plaintiffs' Amended Complaint. Mr. Giroux must file his Answer to Plaintiffs' Amended Complaint by August 24, 2016.

In entering into this stipulation, Mr. Giroux does not waive any defense to the Amended Complaint.

SO STIPULATED

[SIGNATURE LINES ON THE FOLLOWING PAGE]

Dated: July 13, 2016

FOX ROTHSCHILD LLP

By: 

Caroline Morgan, Esq.
FOX ROTHSCHILD LLP
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Suite 1500
New York, New York 10017
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Attorneys for Defendant,
Paul Giroux

Dated: July 11, 2016

CARMEL, MILAZZO &
DICHIARA LLP

By: 

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Attorneys for Plaintiffs David
Kiderman, David Hilderbrand,
Ryan Detzel and Mark Miller

In light of the extension of time granted to Defendant
Giroux to answer or otherwise respond, the premotion
conference presently set for July 22, 2016 will be adjourned
sine die; the Court will instead address Defendants'
contemplated motions at the conference set for **August 30,
2016, at 3:00 p.m.**

Dated: July 13, 2016
New York, New York

SO ORDERED.



HON. KATHERINE POLK FAILLA
UNITED STATES DISTRICT JUDGE